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VIA FEDERAL EXPRESS/E-MAIL

Mary L. Cottrell, Secretary

Department of Telecommunications & Energy

Commonwealth of Massachusetts

One South Station, Second Floor

Boston, MA 02110

RE: D. T. E. 01-34

Investigation by the Department of Telecommunications and Energy on its own motion pursuant to G. L. c. 159, §§12 and 16, into Verizon New England Inc. d/b/a Verizon Massachusetts' provision of Special Access Services.

Dear Ms. Cottrell:

Please accept for filing in the above-referenced proceeding the original and one copy each of the attached "Motion to Intervene of Focal Communications Corporation of Massachusetts" and "Appearance of Counsel." In addition, I have also included one extra copy of the enclosed documents. Kindly date stamp and return those copies for our files.

Very truly yours,

Paul Rebey

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cc: Joan Foster Evans, Hearing Officer

Michael I senberg, Telecommuni cations Di rector

THE COMMONWEALTH OF MASSACHUSETTS

DEPARTMENT OF TELECOMMUNI CATIONS AND ENERGY

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MOTION TO INTERVENE OF

FOCAL COMMUNI CATIONS CORPORATION OF MASSACHUSETTS

Pursuant to 220 CMR § 1.03, Focal Communications Corporation ("Focal") hereby petitions for leave to intervene as a party in this docket. In support of its petition, Focal states as follows:

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1. Focal is a competitive local exchange carrier ("CLEC") authorized to provide local exchange service in the Commonwealth.

2. Focal purchases Special Access Services from Verizon New England Inc. d/b/a Verizon Massachusetts ("Verizon") pursuant to M.D.T.E. No. 15. Focal has found Verizon's provisioning of special access services to be unsatisfactory. Verizon's provisioning delays, in particular, are causing severe customer impacts with adverse business consequences to Focal.

3. Focal has a substantial and specific interest in this proceeding sufficient to justify its intervention as of right. As a customer of Verizon that is heavily dependent upon special access services provided by Verizon, Focal is specifically and substantially affected by the terms and conditions governing Verizon's provisioning of its services, and its compliance with the requirements of the Department.

CONCLUSION

For the foregoing reasons, Focal respectfully requests that the Department grant it the right to intervene in this proceeding.

Respectfully submitted.

Paul Rebey

Focal Communications Corporation

of Massachusetts

200 N. LaSalle Suite 1100

Chicago, IL 60601

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THE COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY

APPEARANCE OF COUNSEL

D. P. U. No. 01-34

Investigation by the Department of Telecommunications and Energy on its own motion pursuant to G.L. c. 159, §§12 and 16, into Verizon New England Inc. d/b/a Verizon Massachusetts' provision of Special Access Services.

In the above-entitled proceeding, I hereby appear for and on behalf of Focal Communications Corporation of Massachusetts.

Signature of Attorney

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